



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB0722

Introduced 02/01/05, by Rep. Marlow H. Colvin

#### SYNOPSIS AS INTRODUCED:

730 ILCS 125/5

from Ch. 75, par. 105

Amends the County Jail Act. Provides that if a person who has been convicted of a felony and has violated mandatory supervised release for that felony is incarcerated in a county jail pending the resolution of the violation of mandatory supervised release, the Illinois Department of Corrections shall pay the county in which that jail is located one-half of the cost of incarceration, as calculated by the Governor's Office of Management and Budget and the county's chief financial officer, for each day that the person remains in the county jail. Provides that calculation of the per diem cost shall be agreed upon prior to the passage of the annual State budget.

LRB094 07693 RLC 37869 b

FISCAL NOTE ACT  
MAY APPLY

1 AN ACT in relation to incarceration.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The County Jail Act is amended by changing  
5 Section 5 as follows:

6 (730 ILCS 125/5) (from Ch. 75, par. 105)

7 Sec. 5. Costs of maintaining prisoners.

8 (a) Except as provided in subsection (b), all costs of  
9 maintaining persons committed for violations of Illinois law,  
10 shall be the responsibility of the county. Except as provided  
11 in subsection (b), all costs of maintaining persons committed  
12 under any ordinance or resolution of a unit of local  
13 government, including medical costs, is the responsibility of  
14 the unit of local government enacting the ordinance or  
15 resolution, and arresting the person.

16 (b) If a person who has been convicted of a felony and has  
17 violated mandatory supervised release for that felony is  
18 incarcerated in a county jail pending the resolution of the  
19 violation of mandatory supervised release, the Illinois  
20 Department of Corrections shall pay the county in which that  
21 jail is located one-half of the cost of incarceration, as  
22 calculated by the Governor's Office of Management and Budget  
23 and the county's chief financial officer, for each day that the  
24 person remains in the county jail. Calculation of the per diem  
25 cost shall be agreed upon prior to the passage of the annual  
26 State budget.

27 (Source: P.A. 83-1073.)